

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

LEO SYNORACKI, on behalf of himself and all  
others similarly situated

Plaintiff,

v.

ALASKA AIRLINES, INC., *et al.*,

Defendants.

No. 2:18-cv-01784-RSL

**STIPULATED MOTION AND  
PROPOSED ORDER TO  
CONTINUE MOTION FOR CLASS  
CERTIFICATION**

**I. INTRODUCTION**

The parties, by and through their undersigned counsel, jointly submit this stipulated motion to continue Plaintiff's deadline to file his Motion for Class Certification currently scheduled for March 17, 2020. Plaintiff conferred with Defendant to obtain certain declarations and stipulation regarding produced documents, and it is Plaintiff's intention to utilize the declarations and stipulations in support of his Motion for Class Certification. Defendant requires additional time to edit and execute the declarations and stipulation so they can be used as part of Plaintiff's Motion.

**II. STATEMENT OF FACTS**

In this putative civil class action brought pursuant to the Uniformed Services Employment and Reemployment Rights Act of 1994, 38 U.S.C. § 4301 *et seq.* ("USERRA"), Plaintiff alleges Alaska Airlines, Inc. and Alaska Air Group, Inc. (the "Company") employs

1 approximately 3,000 pilots, and approximately 1,000 pilots are or were members of the United  
2 States Armed Services or National Guard. Plaintiff alleges the Company repeatedly and  
3 intentionally failed to allow pilots on military leave to accrue sick time and vacation time thereby  
4 denying members of the Class a benefit of employment.

5 This case was filed in December 2018. Trial is set for September 14, 2020.

### 6 **III. ARGUMENT**

7 The Court may extend the case schedule where good cause exists. Fed. R. Civ. P.  
8 16(\*b)(4); LCR 16(b)(5); *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604 (9th Cir. 1992).  
9 The parties stipulate that good cause exists to grant a second short continuance of the deadline  
10 for Plaintiff to file his Motion for Class Certification filing deadline to permit Defendant  
11 additional time to edit and execute the proposed declarations and stipulation that will be utilized  
12 in support of Plaintiff's Motion for Class Certification. Defendant anticipates it will be able to  
13 provide edits to the declarations and stipulation by March 9, 2020, and, accordingly, the parties  
14 anticipate executing the declarations and stipulation by March 18, 2020. That will provide  
15 Plaintiff two weeks to finish preparing the motion and supporting document as well as ensure to  
16 local counsel has adequate review time prior to timely filing on April 7, 2020. Accordingly, the  
17 parties jointly request a continuance of the Motion for Class Certification filing deadline.

18 This is the second continuance requested by the parties.

### 19 **IV. CONCLUSION**

20 For the foregoing reasons, the parties respectfully move the Court to modify the Motion  
21 for Class Certification filing deadline from March 17, 2020 to April 7, 2020.

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**ORDER**

Based on the foregoing stipulation, the Court orders that the filing deadline for the Motion for Class Certification is April 7, 2020.

Dated this 16<sup>th</sup> day of March, 2020.

  
Robert S. Lasnik  
United States District Judge